

GRANDPARENT VISITATION

4

To Get the First Court Order

Part 4: The Court Order

©Superior Court of Arizona in Maricopa County
Packet Last Revised March 2005
ALL RIGHTS RESERVED
DRGV8c – 5050



SELF SERVICE CENTER

ESTABLISH GRANDPARENT VISITATION

PETITIONER OR RESPONDENT

PART 4 -- THE COURT ORDER

How to assemble these documents

This packet contains court forms and instructions for an order that establishes grandparent visitation. Be sure the documents are in the following order:

Order	File Number	Title	No. Pp.
1	DRGV8t	Table of forms and instructions in this packet	1
2	DRGV8k	Checklist on Order	1
3	DRGV81h	Help on completing <i>"Order for Grandparent Visitation"</i>	1
4	DRGV81f	<i>"Order for Grandparent Visitation"</i>	3

The documents you have received are copyrighted by the Superior Court of Arizona in Maricopa County. You have permission to use them for any lawful purpose. These forms shall not be used to engage in the unauthorized practice of law. The Court assumes no responsibility and accepts no liability for actions taken by users of these documents, including reliance on their contents. The documents are under continual revision and are current only for the day they were received. It is strongly recommended that you verify on a regular basis that you have the most current documents.

SELF SERVICE CENTER
FORMS AND INSTRUCTIONS
TO GET COURT ORDER ON
GRANDPARENT VISITATION

CHECKLIST

Use the forms and instructions in this packet only if the following factors apply to your situation:

- ✓ You or the other party filed a petition to establish grandparent visitation, AND
- ✓ You are ready to complete the court papers about the final order, AND
- ✓ You are going to a default hearing, or you both agree on the settlement terms of the court case, or you are going to a trial on what you disagree about.

READ ME: It is very important for you to know that when you sign a court document, you may be helping or hurting your court case. Before you sign any court document, or get involved with a court case, it is important that you see a lawyer to make sure you are doing the right thing. The Self-Service Center has a list of lawyers who can give you legal advice and can help you on a task-by-task basis for a fee. If you want to know more about our list of lawyers and our list of mediators, ask the Self-Service Center staff.

SELF SERVICE CENTER

INSTRUCTIONS -- HOW TO FILL OUT THE ORDER FOR GRANDPARENT VISITATION

This order is designed for grandparents or great grandparents who want to get a court order of visitation

The Order is the legal document that is the judge's order on the court lawsuit. The signed Order is important because it determines the rights and responsibilities of both you and the opposing party. If either party does not follow the Order, then the other can ask the Court for help in enforcing the terms of the Order.

When filling out any court forms, type or print with black ink only!

Important reminder!! Your order should repeat as closely as possible what you requested in your grandparent visitation petition, unless the opposing party has provided written consent to any changes. You cannot mark something different in the order from what you asked for in the petition, unless the change clearly benefits the opposing party. If you try to do this, the judge or commissioner will not sign the order. If you want to change your requests to the court, you must file an amended petition. It is a good idea to have your petition handy when you follow the instructions to fill out your order.

The first part of the Judgment and Order--the Court Findings:

1. This states that the court has all information necessary to enter a Judgment and Order.
2. This states that this court is able to make the Orders relating to you and the opposing party.
3. This states that the court will make only those Orders that are in the best interests of the children
4. Print or type the full names and dates of birth for the children in the spaces provided.
5. Print or type the full names and dates of birth of the grandparents who will have visitation, in the spaces provided.
6. This states the legal reason you are entitled to the visitation
7. This lists the persons against whom this order is effective. If a parent or guardian is not a party to the case, the order is not effective as to that parent or guardian.

The second part of the Judgment and Order--It Is Ordered That:

1. VISITATION: write in everything you said you wanted in the petition. Remember that if the judge disagrees, he or she might write in something else. But, you cannot write in something other than what you asked for in the petition.
2. NO VISITATION: The judge will check this if he/she thinks you should not get visitation under this court case.
3. OTHER MATTERS: if there are other things you have asked for in the Petition that have not already been covered in the Judgment and Order. Be specific and be sure you use the same, or similar language to what you said in your Petition.

Judges' signature:

At the hearing the judge will ask you questions about the case, and then make any changes he or she thinks are appropriate to the Order as you submitted. Then the judge will sign the order, and that becomes your legal order of visitation.

Name of Person Filing Document: _____

Your Address: _____

Your City, State, Zip Code: _____

Your Telephone Number: _____

ATLAS Number (if applicable): _____

Attorney Bar Number (if applicable): _____

Representing ☐ Self (Without a Lawyer) OR ☐ Attorney for ☐ Petitioner OR ☐ Respondent**IN THE SUPERIOR COURT OF ARIZONA, MARICOPA COUNTY**

Regarding the Matter of: _____

Case Number: _____

Name(s) of Petitioner(s)**ORDER REGARDING PETITION FOR
GRANDPARENT VISITATION**

AND

Name(s) of Mother, and/or Father, and/or other Legal Guardian**THE COURT FINDS AS FOLLOWS:**

1. This case comes before this Court for a final Order. The Court has taken all testimony needed to enter this Order.
2. This Court has jurisdiction over the parties under the law.
3. It is in the best interests of the child(ren) that visitation be ordered as described below.
4. This order applies to these children

NAME**DATE OF BIRTH**

5. This order concerns the visitation rights of these persons: (names of grandparents)

NAME**DATE OF BIRTH**

6. The reason why this visitation order is entered is: (check which applies)

- A. ☐ Parents of child(ren) have been divorced for at least 3 months:
- B. ☐ Mother OR ☐ Father of child(ren) has been dead for at least 3 months:
- C. ☐ Mother OR ☐ Father of child(ren) has been missing for at least 3 months:
- D. Child(ren) born out of wedlock:

If visitation is granted to PATERNAL grandparents, reason for visitation order is:

- 1) An order of Paternity dated:
- 2) OR, no paternity order exists, but the reason the Petitioners are found to be the paternal grandparents is:

7. This order governs visitation rights between the persons named in Number 5 above with the children named in number 4 above as to:

- ☐ Mother
- ☐ Father
- ☐ Other (name guardian or other named in caption to case):

THEREFORE, IT IS ORDERED THAT:

1. **VISITATION SHALL BE ALLOWED AS FOLLOWS:**

TRANSPORTATION will be provided by (name): _____ as follows:
(explain)

During WEEKENDS (explain specifically)

During the SUMMER MONTHS OR SCHOOL BREAKS: (explain specifically)

FOR HOLIDAYS AND BIRTHDAYS: (explain specifically)

FOR TELEPHONE CALLS: (explain specifically)

Case No. _____

OTHER: (explain specifically)

2. VISITATION SHALL **NOT** BE ALLOWED.

4. OTHER ORDERS: This Court makes further Orders relating to this matter as follows: (explain -- use additional paper if necessary):

DONE IN OPEN COURT this _____ day of _____, 20____.

JUDGE OR COURT COMMISSIONER